

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re applications of:

Andrey A. Boukharov *et al.*

Appln. No.: 09/815,264

Filed: March 23, 2001

For: Genomic Plant Sequences and Uses Thereof



Art Unit: To be assigned

Examiner: To be assigned

Atty. Docket: 38-21(51237)G

Response to Notice to File Missing Parts of Nonprovisional Application

Box Missing Parts

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted dated March 23, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

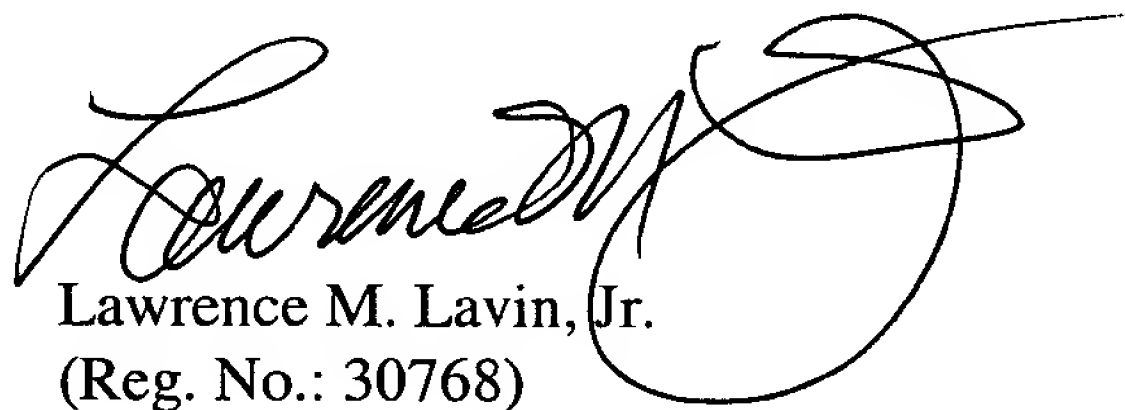
1. Copy of Notice to File Missing Parts of Nonprovisional Application- mailed on January 17,2002;
2. Certificate of mailing for copy of Notice to File Missing Parts;
3. Response to the Notice to File Missing Parts – in duplicate;
4. Certificate of mailing for Response to Notice to File Missing Parts of Nonprovisional Application;
5. Combined Original Declaration and Power of Attorney, executed by Andrey A. Boukharov, David K. Kovalic, and Wei Wu (4 pages);
6. Original Declaration and Power of Attorney, executed by Jingdong Liu (4 pages);
7. Original Declaration and Power of Attorney, executed by Stanton B. Dotson (4 pages);
8. Facsimile copy of Original Declaration and Power of Attorney, executed by Jeffrey M. Koshi (4 pages);
9. Facsimile copy of Original Declaration and Power of Attorney, executed by Yongwei Cao (4 pages);
10. Facsimile copy of Original Declaration and Power of attorney, executed by James D. McIninch (4 pages);
11. Certificate of mailing for Original declarations and Power of Attorney and,
12. 2 return-receipt prepaid postcards.

It is respectfully requested that the attached prepaid postcards be stamped with the date of filing of these documents, and that it be returned as soon as possible.

Please charge our Deposit Account No. 13-4125 in the amount of \$1128.00 covering \$710.00 for the statutory basic filing fee; \$288.00 for the total additional claims and \$130.00 covering Surcharge for a late filing under (37 C.F.R. § 1.16).

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 13-4125. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefore are hereby authorized to be charged to our Deposit Account No. 13-4125. A duplicate copy of this Response is enclosed.

Respectfully submitted,


Lawrence M. Lavin, Jr.
(Reg. No.: 30768)

Date: 3/15/02

Patent Department, E2NA
Monsanto Company
800 North Lindbergh Blvd.
St. Louis, MO 63167
Tel: 314-694-3602
Fax: 314-694-1671



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Certificate of Mailing

I hereby certify that this Facsimile copy of the Original Declaration and Power of Attorney, executed by inventor James D. McNinch (4 pages), is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 Label No. EK018914975US on the date indicated and is addressed to:

Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

on 3/15/02

LAWRENCE MCANIN JR
(Printed name of person signing this certificate)

Lawrence M J
(Signature)



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on March 15, 2002

LAURENCE M. LAVIN JR

(Printed name of person signing this certificate)


(Signature)



AM

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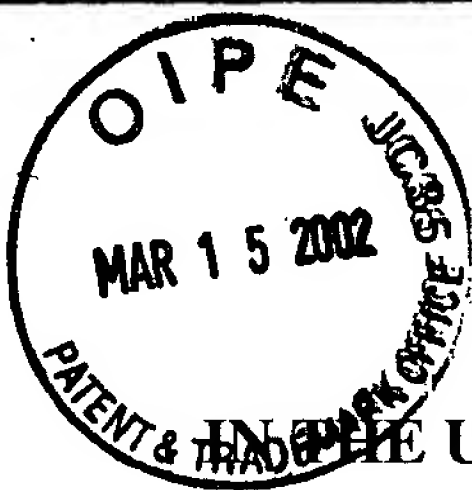
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LAWRENCE M. LAVIN JR

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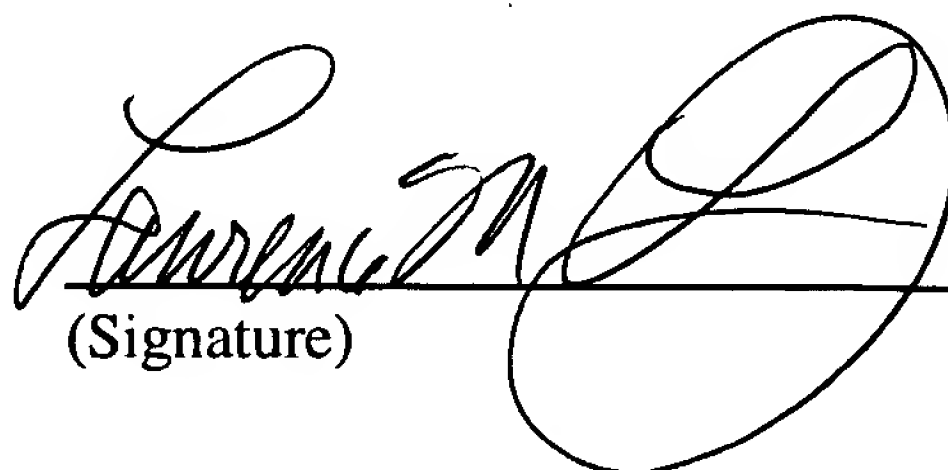
I hereby certify that this original Declaration and Power of Attorney, executed by inventor Stanton B. Dotson (4 pages), is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 Label No. EK018914975US on the date indicated and is addressed to:

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Washington, DC 20231

on

3/15/02

LAURENCE M LAVIN JR
(Printed name of person signing this certificate)


(Signature)



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Communications of:

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Washington, DC 20231

on 3/15/02

LAWRENCE M. LAVIN JR
(Printed name of person signing this certificate)

Lawrence M. Lavin Jr
(Signature)



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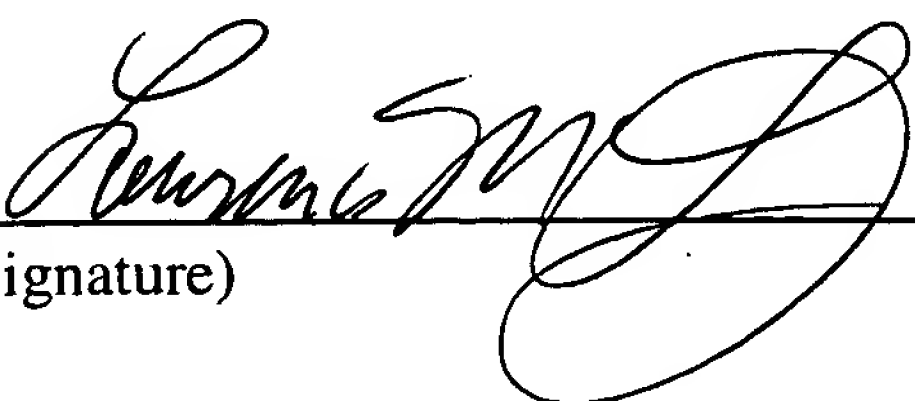
Box Missing Parts
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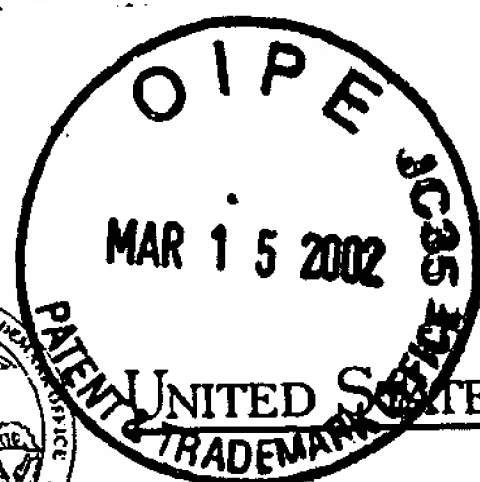
on

3/15/2002

LAURENCE M. CAVIN, JR

(Printed name of person signing this certificate)


(Signature)



0300

03-19-02

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/815,264	03/23/2001	Andrey A. Boukharov	16517.001 (38-21(51237)G)

CONFIRMATION NO. 8785

28381

ARNOLD & PORTER
IP DOCKETING DEPARTMENT; RM 1126(b)
555 12TH STREET, N.W.
WASHINGTON, DC 20004-1206

FORMALITIES LETTER



OC000000007328130

Date Mailed: 01/17/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$288.
 - \$288 for 16 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1128.

*A copy of this notice **MUST** be returned with the reply.*

[Signature]

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/21/2002 JADD01 0000055 124125 1341288 38845264
05/03/2002 IPLUNKET 00000000 1341288 38845264
01 FC:101 740.00 CH
01 FC:103 288.00 CH
01 FC:105 130.00 CH
01 FC:103 18.00 CH